



Las Vegas

Agenda Item No.: 4.

AGENDA SUMMARY PAGE
SPECIAL CITY COUNCIL MEETING OF: APRIL 7, 2008

DEPARTMENT: CITY ATTORNEY
DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT: Hearing, discussion and possible action regarding complaint seeking disciplinary action against Gastroenterology Center of Nevada, and Endoscopy Center of Southern Nevada, LLC, 700 Shadow Lane, Las Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code - Ward 4-111.

Fiscal Impact

- No Impact Augmentation Required
 Budget Funds Available

Amount:
Funding Source:
Dept./Division:

PURPOSE/BACKGROUND:

Gastroenterology Center of Nevada holds Medical Clinic License No. C14-00266-6-091934 and Endoscopy Center of Southern Nevada, LLC, held Medical Clinic License No. C-14-00367-3-107022. Endoscopy Center of Southern Nevada, LLC, allowed its license to lapse for nonpayment November 15, 2007. It tendered payment February 29, 2008. The complaint alleges that between March 2004 and January 11, 2008, the licensees' actual business activity constituted a public nuisance, and was being conducted in an unlawful, illegal or impermissible manner. It is alleged that the licensees intentionally administered anesthesia in such a manner as to cross-contaminate patients, and that the licensees reused cleaning solution when sterilizing endoscopes. This fell below standards of acceptable medical practice, and infected patients with Hepatitis C.

RECOMMENDATION:

Revocation of Medical Clinic License Nos. C14-00266-6-091934 and C-14-00367-3-107022 and the imposition of a fine.

BACKUP DOCUMENTATION:

1. Complaint for Disciplinary Action
2. Submitted at meeting Hearing book and executed Release and Settlement Agreement by staff
3. Combined Verbatim Transcript for Items 4 and 5

Motion made by OSCAR B. GOODMAN to Approve the surrender of the licenses, accept two checks totalling \$500,000 and further direction to staff

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

CITY COUNCIL MEETING OF: April 07, 2008

RICKI Y. BARLOW, LOIS TARKANIAN, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON; (Against-None); (Abstain-None); (Did Not Vote-None);
(Excused-STEVEN D. ROSS)

Minutes:

A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

OSCAR GOODMAN, Mayor
JAY BROWN, Attorney for Appellants
AVEE HILL, Attorney for Appellants
WILLIAM HENRY, Senior Litigation Counsel
GARY REESE, Councilman
STEVE WOLFSON, Councilman
JIM DiFIORE, Business License

